

S.22

Omnibus Public Land Management Act of 2009 (Placed on Calendar in Senate)

Subtitle F--Wolf Livestock Loss Demonstration Project

SEC. 6501. DEFINITIONS.

In this subtitle:

- (1) INDIAN TRIBE- The term 'Indian tribe' has the meaning given the term in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b).
- (2) LIVESTOCK- The term 'livestock' means cattle, swine, horses, mules, sheep, goats, livestock guard animals, and other domestic animals, as determined by the Secretary.
- (3) PROGRAM- The term 'program' means the demonstration program established under section 6502(a).
- (4) SECRETARIES- The term 'Secretaries' means the Secretary of the Interior and the Secretary of Agriculture, acting jointly.

SEC. 6502. WOLF COMPENSATION AND PREVENTION PROGRAM.

- (a) In General- The Secretaries shall establish a 5-year demonstration program to provide grants to States and Indian tribes--
 - (1) to assist livestock producers in undertaking proactive, non-lethal activities to reduce the risk of livestock loss due to predation by wolves; and
 - (2) to compensate livestock producers for livestock losses due to such predation.
- (b) Criteria and Requirements- The Secretaries shall--
 - (1) establish criteria and requirements to implement the program; and
 - (2) when promulgating regulations to implement the program under paragraph (1), consult with States that have implemented State programs that provide assistance to--
 - (A) livestock producers to undertake proactive activities to reduce the risk of livestock loss due to predation by wolves; or

- (B) provide compensation to livestock producers for livestock losses due to such predation.
- (c) Eligibility- To be eligible to receive a grant under subsection (a), a State or Indian tribe shall--
- (1) designate an appropriate agency of the State or Indian tribe to administer the 1 or more programs funded by the grant;
 - (2) establish 1 or more accounts to receive grant funds;
 - (3) maintain files of all claims received under programs funded by the grant, including supporting documentation;
 - (4) submit to the Secretary--
 - (A) annual reports that include--
 - (i) a summary of claims and expenditures under the program during the year; and
 - (ii) a description of any action taken on the claims; and
 - (B) such other reports as the Secretary may require to assist the Secretary in determining the effectiveness of activities provided assistance under this section; and
 - (5) promulgate rules for reimbursing livestock producers under the program.
- (d) Allocation of Funding- The Secretaries shall allocate funding made available to carry out this subtitle--
- (1) equally between the uses identified in paragraphs (1) and (2) of subsection (a); and
 - (2) among States and Indian tribes based on--
 - (A) the level of livestock predation in the State or on the land owned by, or held in trust for the benefit of, the Indian tribe;
 - (B) whether the State or Indian tribe is located in a geographical area that is at high risk for livestock predation; or
 - (C) any other factors that the Secretaries determine are appropriate.
- (e) Eligible Land- Activities and losses described in subsection (a) may occur on Federal, State, or private land, or land owned by, or held in trust for the benefit of, an Indian tribe.
- (f) Federal Cost Share- The Federal share of the cost of any activity provided assistance made available under this subtitle shall not exceed 50 percent of the total cost of the activity.

